

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION**

RYAN BRESLOW, ALEX FINE, and JON
GORDON,

Plaintiffs,

v.

MARK PHILLIPS and BENJAMIN REED,

Defendants.

Case No.: 23-cv-20727-ALTMAN

**STIPULATION EXTENDING BRIEFING SCHEDULE
REGARDING DEFENDANTS' MOTION TO DISMISS**

1. WHEREAS, on March 21, 2023, Defendants Mark Phillips and Benjamin Reed (“Defendants”) filed and served their Motion to Dismiss the Complaint for Failure to State a Claim (ECF No. 46);

2. WHEREAS, Plaintiff’s opposition to Defendants’ Motion to Dismiss is due on April 4, 2023;

3. WHEREAS, on March 28, 2023, the Court entered a Paperless Order (ECF. No. 59) directing the parties to submit proposed dates by which to resume the preliminary-injunction hearing and to include a proposed deadline by which the Parties shall file their witness lists, exhibit lists, and any pre-hearing stipulation;

4. WHEREAS, the parties will be fully engaged preparing for the upcoming preliminary injunction hearing over the next several weeks;

5. WHEREAS the parties do not believe this extension will prejudice any party.

6. THEREFORE, IT IS HEREBY AGREED AND STIPULATED to continue the Motion to Dismiss briefing schedule until after the preliminary injunction hearing as follows:

1. Plaintiffs’ Opposition to Defendants’ Motion to Dismiss shall be due fifteen (15) days after the preliminary injunction hearing concludes;
2. Defendants’ Reply in support of their Motion to dismiss shall be due twenty-two (22) days after the preliminary injunction hearing concludes.

The parties, therefore, respectfully request that the Court grant the accompanying proposed order established the above-adjusted deadlines.

Respectfully Submitted,

Dated: March 31, 2023

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